

TENTATIVE RULINGS

FOR: October 1, 2020

If you do not see a tentative ruling for a scheduled matter, then attendance at the hearing is required.

Remote appearances via Zoom are mandatory to prevent the spread of COVID-19. Please use Zoom at the links listed below. COURTCALL IS NO LONGER AVAILABLE.

If you have cases scheduled in both courtrooms at the same time, first log-in to the Zoom session for the department that has your quickest matter(s), and upon check-in, ask the clerk to email the clerk in the other department to advise that you will be late to the other Zoom session.

Dept. A Zoom

Join by Video (Preferred)

<https://us02web.zoom.us/j/85897874559?pwd=Nk1VTnNQZmIzNXQwbVNiUk1iQTNCZz09>

Join by Phone: 877 853 5247 or 888 788 0099

Meeting ID: 858 9787 4559

Password: 704959

Dept. B Zoom

Join by Video (Preferred)

<https://us02web.zoom.us/j/89902611018?pwd=OXJRM2FFWHZ4YXJ4b2szZW51UFJYZz09>

Join by Phone: 877 853 5247 or 888 788 0099

Meeting ID: 899 0261 1018

Password: 776773

Court Reporting Services – The Court does not provide official court reporters in proceedings for which such services are not legally mandated. Parties are responsible for either making the appropriate request in advance or arranging for their own private court reporter. Go to <http://napacountybar.org/court-reporting-services/> for information about local private court reporters. Attorneys or parties must confer with each other to avoid having more than one court reporter present for the same hearing.

PROBATE CALENDAR – Hon. Victoria Wood, Dept. A (Historic Courthouse) at 8:30 a.m.

In the Matter of Annalise L. Liskey Special Needs Trust

16PR000058

REVIEW HEARING: TRUSTEE’S FIRST REPORT

TENTATIVE RULING: The first report is APPROVED, and the requests made therein are GRANTED. The special needs trust shall not be terminated at this time. The trust assets shall remain in a blocked account pending further court order. The accounting requirement is waived as long as the assets remain in a blocked account. It is confirmed that Jim Nord has the authority to take such steps as are necessary to record the deed of trust the defendants signed in the underlying litigation.

The matter is set for a review hearing on September 30, 2022, at 8:30 a.m. in Dept. A. The second report must be filed at least 30 days prior to the hearing. The clerk is directed to send notice to the parties.

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Conservatorship of Juan Espinoza

19PR000182

REVIEW HEARING

TENTATIVE RULING: After a review of the matter, the Court finds the conservators are acting in the best interest of the conservatee.

Based on the report of the court investigator, the Court determines by clear and convincing evidence that the conservatee cannot communicate, with or without reasonable accommodation, a desire to participate in the voting process, and therefore orders the conservatee disqualified from voting pursuant to Elections Code section 2208.

The case is set for a biennial review hearing in two years, on September 30, 2022, at 8:30 a.m. in Dept. A. The court investigator shall prepare a biennial investigator report for the next hearing date. The clerk is directed to send notice to the parties.

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Conservatorship of Kelsey McCarthy Keller

20PR000174

PETITION FOR PROVISIONAL AND FINAL ORDER ACCEPTING TRANSFER OF GUARDIANSHIP AND CONSERVATORSHIP FROM ALASKA; FOR MODIFICATION OF THE CONSERVATORSHIP TO CONFORM TO CALIFORNIA LAW; FOR APPOINTMENT OF COURT INVESTIGATOR; AND TO ESTABLISH A LIMITED CONSERVATORSHIP OF THE PERSON ONLY

TENTATIVE RULING: There is no proof of service in the court file. If a proof of service is filed before or at the hearing, the petition for transfer will be GRANTED and APPEARANCE WILL BE REQUIRED for a hearing on the establishment of the limited conservatorship of the person. Petitioner also shall file the proposed order and letters conforming to the petition.

CIVIL LAW & MOTION CALENDAR – Hon. Victoria Wood, Dept. A (Historic Courthouse) at 8:30 a.m.

Grassi Construction, Inc. v. Michael Ru Bello, et al.

19CV000679

MOTION TO BE RELIEVED AS COUNSEL

TENTATIVE RULING: The Motion is GRANTED.
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Ehren Jordan Wine Cellars, LLC v. Michael Ru Bello, et al.

19CV000681

MOTION TO BE RELIEVED AS COUNSEL

TENTATIVE RULING: The Motion is GRANTED.

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In the Matter of Guadalupe Rivas-Fraire

20CV000764

PETITION FOR CHANGE OF NAME

TENTATIVE RULING: Notice has been properly published and no written objections have been filed. The petition is GRANTED without need for appearance.

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David Abreu, et al. v. Michael Ru Bello, et al.

26-67606

MOTION TO BE RELIEVED AS COUNSEL

TENTATIVE RULING: The Motion is GRANTED.

**CIVIL LAW & MOTION CALENDAR – Hon. Monique Langhorne, Dept. B
(Historic Courthouse) at 8:30 a.m.**

Richard Lavern Nixon v. Jorge Eduardo Calderon, et al.

19CV001623

MOTION TO SET ASIDE DEFAULT

TENTATIVE RULING: Defendant Jorge Eduardo Calderon's unopposed motion to set aside the default entered against him on June 1, 2020, is GRANTED. The default was entered prematurely as it was filed within the time for Calderon to file a responsive pleading. Calderon shall file and serve his proposed answer within 5 calendar days.